

The Gazette



of India

EXTRAORDINARY

PUBLISHED BY AUTHORITY

NEW DELHI, FRIDAY, NOVEMBER 4, 1949

GOVERNMENT OF INDIA

MINISTRY OF REHABILITATION

NOTIFICATION

New Delhi, the 1st November 1949

No. II(55-E)/49-N-3.—In pursuance of sub-section (1) of Section 6 of the Influx from Pakistan (Control) Act, 1949 (XXIII of 1949) and in supersession of this Ministry's Notification No. II (55-E)/49-N & I, dated the 29th January 1949, the Central Government is pleased to empower an Assistant Sub-Inspector and a Head Constable of Police in the Province of East Punjab and an Assistant Sub-Inspector of Police in the rest of India to exercise the powers referred to in the said sub-section.

V. D. DANTYAGI, Joint Secy.

MINISTRY OF FOOD

NOTIFICATION

New Delhi, the 4th November 1949.

No. OG.604(32)/49.—In exercise of the powers conferred by section 4 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946) as applied to Rampur by Notification of the Government of India in the Ministry of States No. 177-(e)-I, dated the 31st July 1949, the Central Government is pleased to direct that the power to make orders conferred on it by sub-section (1) of section 3 of the said Act to provide for the matters specified in sub-section (2) thereof shall, in relation to foodstuffs, including gram, sugar and gur, but excluding (i) other pulses (ii) edible oils and (iii) edible oil seeds, be exercisable also by the Chief Commissioner of Rampur.

Provided that.—

- (a) before making any order relating to any matter specified in clauses (a), (b), (c), (d), (f) and (g) of the said sub-section (2), the Chief Commissioner shall obtain the concurrence of the Central Government;
- (b) no order made in the exercise of the aforesaid powers shall have effect so as to prohibit or restrict the export, from any place in Rampur to any place outside India, of any articles or things.

S. K. DATTA, Dy Secy.

MINISTRY OF COMMERCE

NOTIFICATIONS

New Delhi, the 4th November 1949

No. 58-TPC(1)/49.—In exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946, (XXIV of 1946), the Central Government is pleased to direct that the following amendment shall be made in the Oilseeds (Forward Contracts Prohibition) Order, 1943, namely:—

In the Schedule to the said Order, item 6 (relating to Cotton seed) shall be omitted.

No. 58-TPC(1)/49.—Whereas it appears to the Central Government to be expedient for maintaining supplies of cotton seed and for securing their availability at fair prices to prohibit certain transactions therein;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXIV of 1946), the Central Government is pleased to make the following Order, namely:—

1. (1) This Order may be called the Cotton Seed (Forward Contracts Prohibition) Order, 1949.

(2) It extends to all the Provinces of India.

(3) It shall come into force at once

2. In this Order, —

(i) "contract" means a contract made, or to be performed in whole or in part, in the Provinces of India relating to the sale or purchase of cotton seed;

(ii) "forward contract" means a contract for the delivery of cotton seed at some future date.

3. No person shall, after the 4th November, 1949, enter into any forward contract except the following contracts, namely:—

(i) Forward contracts of specific qualities or types and for specific delivery at a specified price, delivery orders, railway receipts or bills of lading against which contracts are not transferable to third parties;

(ii) Contracts for the delivery at some future date of cotton seeds to Government or any authorised officer of Government; and

(iii) Contracts which the Central Government may, by notification in the official Gazette, exclude from the provisions of this Order.

4. (1) Every forward contract outstanding at the close of business on the date specified in clause 3 shall be deemed to be closed out at the market rate applicable to the contract at the close of business on the said date for cotton seed

(2) All differences arising out of any contract so deemed to be closed out shall be payable on the basis of the market rate as aforesaid and the seller shall not be bound to give delivery and the buyer shall not be bound to take delivery.

(3) Payment of all differences legally due from a member of an association to another member of such association in respect of any forward contract closed out under this clause shall be made to the clearing house of the association and for the purposes of calculating such differences, the market rate referred to in sub-clause (1) shall be deemed to be the settlement rate fixed by the association under its bye-laws or other regulations which shall for the relevant purpose continue to have effect subject to the provisions of this Order.

U. L. GOSWAMI, Dy. Secy.